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*Attorney for Defendant
 Joseph Huffaker*

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

 Plaintiff,

 vs.

 JOSEPH HUFFAKER,

 Defendant.

Case No: 3:21-CR-00374-MMC

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING DEADLINE
 FOR DEFENDANT’S REPLY BRIEF
 TO GOVERNMENT’S OPPOSITION
 TO MOTION TO SUPPRESS AND
 HEARING ON MOTION.**

Defendant, Joseph Huffaker (“Huffaker”), through his counsel Richard Ceballos, and the government, through Assistant U.S. Attorney Abraham Fine, stipulate and agree that the deadline for Defendant’s Response to Government’s Opposition Brief to Defendant’s Motion to Suppress due for January 22, 2025, should be continued to February 19, 2025 (or a similar date at the Court’s convenience) to provide for Defendant’s new counsel to adequately review and file an efficient response to the Government’s Opposition to Defendant’s Motion to Suppress. Counsel for both Defendant and the Government also stipulate and agree to continue the previously scheduled hearing on said Motion to Suppress previously scheduled for February 5, 2025, to March 12, 2025 (or a similar date at the Court’s convenience).

1. This case is currently scheduled for trial starting on July 14, 2025. The defense understands that July 14th remains a firm trial date set by this Court and will not be seeking

1 a continuance based upon this stipulation to continue the motion date.

2 2. On April 29, 2024, previous defense counsel filed a Motion to Suppress Identifications.

3 3. On May 13, 2024, government filed their Opposition to defense's Motion to Suppress.

4 4. On May 17, 2024, previous defense counsel filed a stipulation and proposed order (ECF
5 No. 219) that was ultimately granted by the Court (ECF No. 220) regarding prior counsel's
6 withdrawal from the case for personal and health reasons. That Order vacated a pending reply
7 brief deadline and set a status conference for the previously scheduled motion hearing date of
8 June 5, 2024 to discuss the transition of counsel and scheduling issues in light of that transition.

9 5. Undersigned defense counsel's firm, The Ferrone Law Group firm, was identified as
10 replacement counsel. Tyler Harris of the Ferrone Law Group firm became the replacement
11 counsel.

12 6. In December 2024, the case was transferred to undersigned defense counsel because prior
13 attorney, Tyler Harris, separated from the firm.

14 7. Undersigned defense counsel engaged in preliminary discussion with the prosecutors and
15 to review the file to get up to speed on realistic schedules, specifically involving the defendant's
16 Motion to Suppress and associated briefs.

17 8. Accordingly, the parties stipulate that the due date for defendant's response to
18 government's Opposition to defendant's Motion to Suppress currently due for January 22, 2025,
19 should be continued to February 19, 2025 (or another date at the Court's convenience) to permit
20 new defense counsel to prepare and adequately file a sufficient reply brief. The newly assigned
21 attorney for Mr. Huffaker has applied for and has been approved to e-file via PACER but the
22 Northern District has still not granted him access. Mr. Ceballos' paralegal has been in regular
23 contact with the District in an attempt to resolve this issue and did reach out to the Court's clerk
24 advising him/her of the situation. The clerk advised that since AUSA Mr. Abraham Fine signed
25 off on the stipulation he could e-file the same with the court on our behalf.

26 9. In addition, the parties stipulate that the currently-scheduled motion hearing date on February
27 5, 2025, be continued to March 12, 2025 (or another date at the Court's convenience).

28 //

10. The trial for this matter remains set for July 14, 2025.

IT IS SO STIPULATED.

DATED: January 10, 2025

By: /s/ Richard Ceballos

Richard Ceballos

Attorney for Defendant Joseph Huffaker

DATED: January 10, 2025

By: /s/ Abraham Fine

ABRAHAM FINE

Assistant U.S. Attorney

FILER'S ATTESTATION

The undersigned filer attests that, pursuant to Civil L.R. 5-1(i)(3), concurrence in the filing of the document has been obtained from the other signatories to this document.

By: /s/ Richard Ceballos

Richard Ceballos

[PROPOSED] ORDER

This matter having come before the Court upon the stipulation of the parties and the Court being advised:

1. The currently-scheduled January 22, 2025, deadline for Defendant's reply is CONTINUED to _____;
2. The currently-scheduled February 5, 2025, hearing date for the Motion to Suppress is CONTINUED to _____.

IT IS SO ORDERED.

DATED: January __, 2025

By: _____

HON. MAXINE M. CHESNEY
United States District Judge